



Please type a plus sign (+) inside this box → +

HDP/SB/21 based on PTO/SB/21 (08-00)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/759,268
Filing Date	January 20, 2004
Inventor(s)	Huai-Jen TSAI
Group Art Unit	1632
Examiner Name	Valarie E. BERTOGLIO
Attorney Docket Number	8964-000009/US

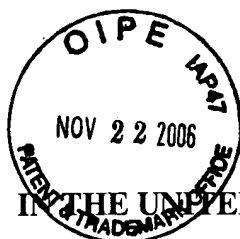
ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Letter to the Official Draftsperson and _____ Sheets of Formal Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> LETTER SUBMITTING APPEAL BRIEF AND APPEAL BRIEF (w/clean version of pending claims) <input type="checkbox"/> Appeal Communication to Group (Notice of Appeal, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Notice of Non-Compliance		
<table border="1"><tr><td>Remarks</td><td></td></tr></table>			Remarks	
Remarks				

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Harness, Dickey & Pierce, P.L.C.	Attorney Name	John A. Castellano	Reg. No.	35,094
Signature	<i>John A. Castellano (41,646)</i>				
Date	November 22, 2006				

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U.S. Application No. 10/759,268
Atty. Docket No. 8964-000009/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Huai-Jen TSAI CONF. NO: 6868
SERIAL NO: 10/759,268 GROUP: 1632
FILED: January 20, 2004 EXAMINER: Valarie E. BERTOGLIO
FOR: RECOMBINANT PLASMID EXPRESSING TWO FLUORESCENCE
GENES
DOCKET NO: 8964-000009/US

RESPONSE TO NOTICE OF NON-COMPLIANCE

November 22, 2006

Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314
Mail Stop Amendment

Dear Sir:

Responsive to the objections raised in the one-month Notice of Non-Compliant Amendment ("Notice") dated October 23, 2006, the following remarks are respectfully submitted in connection with the above-referenced application.

Remarks begin on page 2 of this paper.

	Independent Claims	Total Claims
Claims Previously Paid For	4	20
Claims After Amendment	4	19
Excess Claims	0	0